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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**UTILITY PATENT APPLICATION TRANSMITTAL**  
(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 015685.P091

First Named Inventor Dahlby et al.

Title: Opening a Communications Stream Between a User Terminal and a Base Station

Express Mail Label No. EL752329374US

JCG29 U.S. PRO  
09/812770  
03/20/01

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)

EXPRESS MAIL CERTIFICATE OF MAILING

"Express Mail" mailing label number: EL752329374US  
I hereby certify that I am causing this paper or fee to be  
deposited with the United States Postal Service "Express  
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above and that this paper or fee has been addressed to the  
Assistant Commissioner for Patents, Washington, D.C.  
20231.

March 20, 2001  
Date of Deposit

April W. Harvey  
Name of Person Mailing Correspondence

April W. Harvey 3/20/01  
Signature Date

2.  Applicant Claims Small Entity Status. (37 CFR 1.27)

3.  Specification (Total Pages 47)  
(preferred arrangement set forth below)

- Descriptive Title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference sequence listing, a table,  
or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4.  Drawings(s) (35 USC 113) (Total Sheets 4)

5.  Oath or Declaration (Total Pages       )

- a.  Newly Executed (Original or Copy)
- b.  Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
  - i.  DELETIONS OF INVENTOR(S) Signed statement attached deleting  
inventor(s) named in the prior application, see 37 CFR 1.63(d)(2)  
and 1.33(b).
  - c.  Unsigned.

6.  Application Data Sheet. (37 CFR 1.76)

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8.  Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

- a.  Computer Readable Form (CRF)
- b.  Specification Sequence Listing on:
  - i.  CD-ROM or CD-R (2 copies); or
  - ii.  paper
- c.  Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9.  **Assignment Papers (cover sheet & documents(s))**

10.  a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)

b. Power of Attorney

11.  English Translation Document (if applicable)

12.  a. Information Disclosure Statement (IDS)/PTO-1449

b. Copies of IDS Citations

13.  **Preliminary Amendment**

14.  **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**

15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)

16.  Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17.  Other: \_\_\_\_\_

**18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

Continuation       Divisional       Continuation-in-part (CIP)  
Of Prior Application No.: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_

(which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_,  
which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that \_\_\_\_\_ (name of assignee) is  
the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an  
assignment recorded in the Patent and Trademark Office at Reel. No. \_\_\_\_\_ Frame No. \_\_\_\_\_  
(or a copy of which is attached).

**19. Correspondence Address**

Customer Number or Bar Code Label \_\_\_\_\_  
or \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)

Correspondence Address Below

NAME Gordon R. Lindeen III

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard

Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (303)740-1980 FAX (303)740-6962

Name (PRINT/TYPE): Gordon R. Lindeen III Registration No.: 33,192

Signature: Gordon R. Lindeen III Date: 3/20/11

**FEE TRANSMITTAL FOR FY 2001****TOTAL AMOUNT OF PAYMENT (\$)** \$952.00**Complete if Known:**

Application No. \_\_\_\_\_  
 Filing Date Concurrently Herewith  
 First Named Inventor Dahlby et al.  
 Group Art Unit Not yet assigned  
 Examiner Name Not yet assigned  
 Attorney Docket No. 015685.P091

1c929 U.S. PRO  
09/812770**METHOD OF PAYMENT** (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666  
 Deposit Account Name \_\_\_\_\_

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed: X Check \_\_\_\_\_  
 Credit Card \_\_\_\_\_  
 Money Order \_\_\_\_\_  
 Other \_\_\_\_\_

EXRESSED MAIL CERTIFICATE OF MAILING  
 'Express Mail' mailing number: EL752329374US  
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 above and that this paper or fee has been  
 sent to the Assistant Commissioner for Patents, Washington, D.C.  
3/20/01

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Description
Fee	Fee	Fee
Code	Code	(\$)
101	710	201 355
106	320	206 160
107	490	207 245
108	710	208 355
114	150	214 75
		Utility application filing fee
		Design application filing fee
		Plant filing fee
		Reissue filing fee
		Provisional application filing fee

**SUBTOTAL (1) \$710.00****2. EXTRA CLAIM FEES**

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
29	4		- 20** = 9 - 3** = 1	X 18.00 X 80.00	= 162.00 = 80.00

\*\*Or number previously paid, if greater; For Reissues, see below.

Large Entity	Small Entity	Fee Description
Fee	Fee	Fee
Code	Code	(\$)
103	18	203 9
102	80	202 40
104	270	204 135
109	80	209 40
110	18	210 9
		Claims in excess of 20
		Independent claims in excess of 3
		Multiple dependent claim, if not paid
		**Reissue independent claims over original patent
		**Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) \$ 242.00****FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee	Fee	Fee	
Code	(\$)	Code	(\$)
105	130	205	65
127	50	227	25
			Surcharge - late filing fee or oath
			Surcharge - late provisional filing fee or cover sheet
139	130	139	130
147	2,520	147	2,520
112	920*	112	920*
			Non-English specification
			For filing a request for ex parte reexamination
			Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840*
			Requesting publication of SIR after Examiner action
115	110	215	55
116	390	216	195
117	890	217	445
118	1,390	218	695
128	1,890	228	945
119	310	219	155
120	310	220	155
121	270	221	135
138	1,510	138	1,510
140	110	240	55
141	1,240	241	620
142	1,240	242	620
143	440	243	220
144	600	244	300
122	130	122	130
123	130	123	130
126	180	126	180
581	40	581	40
			Petitions to the Commissioner
			Petitions related to provisional applications
			Submission of Information Disclosure Stmt
			Recording each patent assignment per property (times number of properties)
146	710	246	355
			For filing a submission after final rejection (see 37 CFR 1.129(a))
149	710	249	355
			For each additional invention to be examined (see 37 CFR 1.129(b))
179	710	279	355
169	900	169	900
			Request for Continued Examination (RCE)
			Request for expedited examination of a design application

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$0.00**

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**

Typed or Printed Name: Gordon R. Lindeen III

Signature: Gordon R. Lindeen III Date: 3/20/11

Reg. Number: 33,192 Telephone Number: 303-740-1980

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**First Named Inventor Dahlby, et al.Title Opening a Communications Stream Between a User Terminal and a Base StationAttorney Docket No. 015685.P091

1C929 U.S. PRO  
09/812770  
03/20/01



I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

3/20/01

Date



Signature

Gordon R. Lindeen III

Typed or Printed Name

33,192

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231 RECEIVED CERTIFICATE OF MAILING

"Express Mail" Tracking Number: EL752329374US  
 I hereby certify that I am causing this document to be mailed to the United States Postal Service Postage Paid Mail Post Office to Addressee's service on the date indicated above and that this paper or fee has been paid to the Assistant Commissioner for Patents, Washington, D.C. 20231.

March 20, 2001

Date of Deposit

April Worley

Person Mailing Correspondence

April Worley 3/20/01  
Signature Date

Serial/Patent No.: \_\_\_\_\_  
Client: ArrayComm, Inc.  
Title: Opening a Communication Stream Between a User Terminal and a Base Station  
BSTZ File No.: 015605.2001  
Date Mailed: March 20, 2001

Filing/Issue Date: Concurrently Herewith

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

Amendment/Response (\_\_\_\_ pgs.)  
 Appeal Brief (\_\_\_\_ pgs.) (in triplicate)  
 Application - Utility (47 pgs., with cover and abstract)  
 Application - Rule 1.53(b) Continuation (\_\_\_\_ pgs.)  
 Application - Rule 1.53(b) Divisional (\_\_\_\_ pgs.)  
 Application - Rule 1.53(b) CIP (\_\_\_\_ pgs.)  
 Application - Rule 1.53(d) CPA Transmittal (\_\_\_\_ pgs.)  
 Application - Design (\_\_\_\_ pgs.)  
 Application - PCT (\_\_\_\_ pgs.)  
 Application - Provisional (\_\_\_\_ pgs.)  
 Assignment and Cover Sheet  
 Certificate of Mailing  
 Declaration & POA (\_\_\_\_ pgs.)  
 Disclosure Docs & Orig & Cpy of Inventor Signed Letter (\_\_\_\_ pgs.)  
 Drawings: 4 # of sheets includes 3 figures  
 Other: Request and Certification Form

Express Mail No. EL752329374US Check No. 13316  
 \_\_\_\_\_ Month(s) Extension of Time Amt: 952.00  
 Information Disclosure Statement & PTO-144 (\_\_\_\_ pgs.)  Check No. \_\_\_\_\_  
 Issue Fee Transmittal  
 Notice of Appeal  
 Petition for Extension of Time  
 Petition for \_\_\_\_\_  
 Postcard  
 Power of Attorney (\_\_\_\_ pgs.)  
 Preliminary Amendment (\_\_\_\_ pgs.)  
 Reply Brief (\_\_\_\_ pgs.)  
 Response to Notice of Missing Parts  
 Small Entity Declaration for Indep. Inventor/Small Business  
 Transmittal Letter, in duplicate  
 Fee Transmittal, in duplicate

jc929 U.S.P.T.O.  
09/812770  
03/20/01

**EL752329374US**

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Date of Deposit: March 20, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Commissioner of Patents and Trademarks, Washington, D. C. 20231

April Wray  
(Typed or printed name of person mailing paper or fee)

April Wray  
(Signature of person mailing paper or fee)

3/20/01  
(Date signed)